

OFFICE OF DIRECTOR OF CENTRAL INTELLIGENCE

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OLC #78-1362/KC

05 OF H.R. 1/
RE LEGISLATION

HPSCI

TO: Mr. Michael J. O'Neil, Chief Counsel
Permanent Select Committee on Intelligence
House of Representatives

15 September 1978

Dear Mike:

Attached is a copy of the redraft of subsection
205(a) of the financial disclosure legislation,
H.R. 1/H.R. 13850, which I have sent to

I am waiting for him to get back to
me. Please let me know if you have any questions
or comments.

Assistant Legislative Counsel

Attachment

FORM
4-78 1533C

(40)

TO REPORTS

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would compromise the national interest of the United States. Notwithstanding
any other provision of this part, reports filed by such individuals shall
be reviewed outside the agency concerned only by a senior official of the
Executive Branch designated by the President other than the head of the
agency concerned. In addition, such individuals may be authorized, not-
withstanding section 204(a) to file such additional reports reflecting
an ostensible employer and salary as are necessary to protect their identity
from public disclosure if the President first finds that such filing is
necessary in the national interest. "

PROPOSED AMENDMENT TO SECTION 205 OF H.R. 1/
H.R. 13850 - FINANCIAL DISCLOSURE LEGISLATION

(New language underlined)

"CUSTODY OF AND PUBLIC ACCESS TO REPORTS

SEC. 205. (a) Each agency shall make each report filed with it under this title available to the public in accordance with the provisions of subsection (b) of this section, together with a copy of the official position description of the Government office or position held by the reporting individual involved (if available) which shall be added to such report by such individual's designated agency official or Secretary concerned, except that this section does not require public availability of the report filed by any individual in the Central Intelligence Agency, the Defense Intelligence Agency, or the National Security Agency, or any individual engaged in intelligence activities in any agency of the United States, if the President finds that, due to the nature of the office or position occupied by such individual, public disclosure of such report would compromise the national interest of the United States. Notwithstanding any other provision of this part, reports filed by such individuals shall be reviewed outside the agency concerned only by a senior official of the Executive Branch designated by the President other than the head of the agency concerned. In addition, such individuals may be authorized, notwithstanding section 204(a) to file such additional reports reflecting an ostensible employer and salary as are necessary to protect their identity from public disclosure if the President first finds that such filing is necessary in the national interest.